

State Water Resources Control Board
Division of Drinking Water

December 15, 2017

Danny Doustan, Owner
Lucky 18 on Rosamond LLC's Water System
295 Madison Avenue #977
New York, NY 10017

Dear Mr. Doustan,

State Water Resources Control Board's Notice Regarding Mandatory Consolidation

Dear Mr. Doustan,

Effective June 24, 2015, Section 116680 through 116684 was added to the California Health & Safety Code, addressing consolidation of public water systems.

Our records indicate that the water delivered by Lucky 18 on Rosamond LLC's (Lucky 18) public water system (Water System) contains arsenic at levels that exceed the maximum contaminant level established in state and federal regulations. Since approximately 2009, the Water System has consistently failed to provide safe drinking water due to the high arsenic levels. To document the arsenic MCL violations, the Division of Drinking Water, State Water Resources Control Board (State Board) issued Compliance Order Nos. 03-19-09O-017 on January 23, 2009, and 03-19-17R-004 on April 25, 2017.

Rosamond Community Services District (RCSD) is in the process of completing a planning project for the Rosamond Regional SWRCB Arsenic Compliance Project to assist several small water systems meet safe drinking water standards. Connections would be made either with master water meters or by constructing water mains and individual water meters to existing, served properties. Lucky 18 serves a population of approximately 73 through 60 service connections. It is our understanding that the Water System is within the RCSD's service area.

The State Water Resources Control Board (State Water Board) strongly encourages Lucky 18 and RCSD to work out voluntary consolidation of their public water systems. If a voluntary consolidation is not timely achieved, the State Board intends to take action pursuant to Health & Safety Code section 116682, subdivision (a) for consolidation of the Lucky 18 Water System into RCSD's water system. Please note that as used in the applicable statutory authority, the RCSD is hereby identified as the potentially receiving water system and the Lucky 18 Water System is identified as the potentially subsumed water system.

This letter serves as official notification that, pursuant to Health & Safety Code section 116682, subdivision (b), Lucky 18, the potentially subsumed water system, is directed to negotiate consolidation with RCSD, the potentially receiving water system. The Water System is further directed to complete such negotiations and report the outcome to the State Board, Division of

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Drinking Water, Tehachapi District Office, not later than six (6) months following the date of this letter.

The State Board acknowledges that consolidation is a complex process and stands ready to assist you so that you are successful in delivering safe, affordable and accessible drinking water to your community in a cost-effective manner. Pursuant to Health & Safety Code Section 116682 subdivision (b) (6) (A), during the six month negotiation period, the State Water Board will provide technical assistance and work with Lucky 18 and RCSD to develop an appropriate financing package, if needed. Technical assistance will be available from the State Water Board's Division of Drinking Water and Division of Financial Assistance.

If you have any questions regarding this matter, please contact Jaswinder (Jesse) Dhaliwal, Tehachapi District Engineer for the State Board, at (661) 335-7318, or me at (559) 447-3132. For funding related questions, please contact the Division of Financial Assistance at (916) 341-5700.

Sincerely,



Carl L. Carlucci, P.E.
Supervising Sanitary Engineer
Central California Section
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

cc:

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Albert Talassazan
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